IN THE HIGH COURT OF JUDIATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

WRIT PETITION NO.441 OF 2003

Vitthal Pandurang Bhosale .. Petitioner
Vs.
Tukaram P.Bhosale & Ors. .. Respondents.

Mr.S.S.Kulkarni for the petitioner.
Mr.A.P.Kulkarni for respondent nos.1 to 4.

CORAM : D.B.BHOSALE, J.

DATED : 21ST FEBRUARY, 2005

P.C.:

. Heard Mr.S.S.Kulkarni, learned counsel for the petitioner and Mr.A.P.Kulkarni, learned counsel for respondent nos.1 to 4.

2. This petition is pending for admission since December 2002. On 10.3.2003 while issuing notice the only order that was passed was "Status quo to continue". It appears that the petitioner had earlier filed the civil revision application challenging the order impugned in the instant writ petition wherein the order of status quo was granted. That revision application was disposed of as not maintainable on 11.12.2002. Hence the petitioner filed the instant writ petition. Mr.S.S.Kulkarni, learned counsel for the petitioner submits that pending this petition some orders have

been passed by the revenue authorities which might help the parties in the suit which is still pending before the trial Court. I do not wish to make any observation in respect of the submission made by Mr.Kulkarni. The learned counsel appearing for the parties have jointly requested to expedite the suit and in the meanwhile the parties be directed to maintain status quo as of today. They have fairly stated that the reasons need not be recorded for disposing of this writ petition. They have agreed for the following order:

(a) The parties are directed to to maintain status quo as of today in so far as possession of the property is concerned.

(b) The trial Court shall endeavour to dispose of the suit expeditiously on merits in accordance with law and uninfluenced by the observations made in the proceedings arising out 'Exhibit-5' application.

(c) While passing this order I shall not be understood to have examined the merits of the case.

. The writ petition is, accordingly, disposed of.

(D.B.Bhosale, J.)